

**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) & 1.27(c))--SMALL BUSINESS CONCERN**

Docket Number (Optional)
5564 413436/080

Applicant or Patentee: BERT D. COOK, JR and DONALD C. MANN
Application or Patent No.: _____
Filed or Issued: _____

Title: ARTICLE HAVING AN EMBEDDED ACCESSIBLE STORAGE MEMBER, APPARATUS
AND METHOD OF USING SAME

I hereby declare that I am:

☐ the owner of the small business concern identified below:

☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF SMALL BUSINESS CONCERN ULTRACARD, INC., a California corporation

ADDRESS OF SMALL BUSINESS CONCERN 1550 S. Bascom Avenue, Suite 100
Campbell, California 95008

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduction in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when is either directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:

☒ the specification filed herewith with title as listed above.

☐ the application identified above.

☐ the patent identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights in the invention must file separate verified statements averring to their status as small entity, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization having any rights in the invention is listed below:

☒ No such person, concern or organization exists.

☐ Each such person, concern or organization is listed below.

Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in the status resulting in loss of entitlement to small entity status prior to pay, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Daniel P. Kehoe

TITLE OF PERSON IS OTHER THAN OWNER President

ADDRESS OF PERSON SIGNING 1550 S. Bascom Avenue, Suite 100, Campbell, California 95008

SIGNATURE 

DATE February 7, 2000

**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) & 1.27(b))--INDEPENDENT INVENTOR**

Docket Number (Optional)
5564 413436/080

Applicant or Patentee: BERT D. COOK, JR. and DONALD C. MANN

Application or Patent: _____

Filed or Issued: _____

Title: ARTICLE HAVING AN EMBEDDED ACCESSIBLE STORAGE MEMBER, APPARATUS
AND METHOD OF USING SAME

As below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9 (c) for purposes of paying reduced fees to the Patent and Trademark Office described in:

☒ the specification filed herewith with title as listed above.

☐ the application identified above.

☐ the patent identified above.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant convey or license, any rights in the invention to any person who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person has made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or nonprofit organization 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under any obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

☐ No such person, concern or organization exists.

☒ Each such person, concern or organization is listed below.

ULTRACARD, INC.,
a California corporation
1550 S. Bascom Avenue, Suite 100
Campbell, California 95008


Separate verified statements are required from each named person, concern or origination having rights to the invention averring to their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any changes in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon or any patent to which this verified statement is directed.

BERT D. COOK, JR.

NAME OF INVENTOR




Signature of inventor

February 8, 2000

Date

DONALD C. MANN

NAME OF INVENTOR



Signature of inventor

February 8, 2000

Date

NAME OF INVENTOR

Signature of inventor

Date

DECLARATION AND POWER OF ATTORNEY
CO-PENDING APPLICATION CONTAINING
ADDITIONAL SUBJECT MATTER
(Joint Inventors)

Attorney Docket No. 5564 413436/080

As the below-named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names;

We believe we are the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled ARTICLE HAVING AN EMBEDDED ACCESSIBLE STORAGE MEMBER, APPARATUS AND METHOD FOR USING SAME, the specification of which:

 x is attached hereto.
 was filed on _____ as
Application Serial No. _____
and was amended on _____
(if applicable).

This application in part discloses and claims subject matter disclosed in our earlier filed pending United States Patent Application Serial No. 09/426,793 filed October 23, 1999.

We hereby state that we have reviewed and understand the content of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations Section 1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

<u> </u>	<u>None</u>	<u> </u>	Yes	No
(Number)	(Country)	(Day/Month/Year Filed)		
<u> </u>	<u> </u>	<u> </u>	Yes	No
(Number)	(Country)	(Day/Month/Year Filed)		
<u> </u>	<u> </u>	<u> </u>	Yes	No
(Number)	(Country)	(Day/Month/Year Filed)		

We hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national PCT international filing date of this application:

<u>Serial No. 09/426,793</u>	<u>October 23, 1999</u>	<u>Pending</u>
(Application Serial No.)	(Filing Date)	(Status-patented pending, abandoned)

We hereby claim the benefit under 35 U.S.C. 119(e) of any United States Provisional Patent Application(s) listed below:

<u>Serial No. 60/161,302</u>	<u>October 23, 1999</u>	<u>Pending</u>
(Application Serial No.)	(Filing Date)	(Status-patented pending, abandoned)

Power of Attorney: As named inventors, We hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

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